P.F. No. 705/1897

G. R. S. IX-5]

Previous references.

GR 27 of 1887

1897

~~192~~ .

(G R)

File No. III.

Serial Nos 1-9.

Later references.

GENERAL AND REVENUE SECRETARIAT

Serial Nos. 1 to 9.

R. Part B for January 1897.

SUBJECT.

Appeal of Sirdar Rao Sahib Ganpat Ganesh Ghorpade against the Collector's order in the Bandgolé Saheb, regarding the Inalienated remuneration to Government of certain lands belonging to the Ruler.

WD 2233—GPL—20,000—14-6-20

Index

GENERAL AND REVENUE SECRETARIAT.

(Revenue)

NOTES.

P. R. File No. 76 of 97-98

FILE HEADING.

Appeal of Subba Rao Pantji against Gopal Ballal Gavi-
-kar complaining of the resumption by Govt of certain lands
alleged to have belonged to the said Stall

Last reference.

From

The Deputy Commr Bangalore Dt

No. 603 Dated 4-2-07 Received 6-2-07

Diary No. 6469	Enclos. one Statement and one file of 15 records. Spare Copies.	Serial No. 3

BRIEF ABSTRACT OF LETTER.

Reports that the appeal was given in the order of Govt No. 609-10
dated 15th June 1906 passed in regard to the lands enjoyed by the
the petr's complainant grandfather and that as the appellant
Founder and the Shanbhog who collected in the encroachment have
been dead, no further action appears necessary.

NOTES AND ORDERS.

Dr. 7/2

Let X

The facts of the case appear fully from (1) the
note of the Chief Secretary and the order of the late
Govr dated June 1906 passed after hearing the
parties concerned and (2) from the Report of the
Dy Comr (Paper under disposal) dated 4th February
1907

Notes—First sheet.

MGCPB -30,000—17 2-05.

G.R.S. 12]

General and Revenue Secretariat.

G.R. File No. 76 of 1897-98

(2)

Serial No.	
	1907. The order complained of by the pet^r Subba Das Bavaji in his pet^n of 1897 was passed in pursuance of the Dewan's order of 1888 and hence the present pet^n under discussion is virtually a review pet^n. No petition has been received till now either from the pet^r Subba Das Bavaji (who is reported to be now dead) or from his successors subsequent to the year 1897 and the complaint is also said to be groundless. Hence no action appears to be now necessary.
	Draft B/R regarding the Dy. Comr's letter is submitted.
	5/2/07
	5/2/07
4	R. 753 dated 13-2-1907. To D.C. Bangalore Regarding his letter on the ground that no action is now necessary.

Sl. No. 1 — Petition dated 6-8-1897 of Subba Das Bavaji agent of Gowri Mutt at Gowripur Bangalore Dt.

Complaining of the resumption to Govt of certain lands alleged to have belonged to the said Mutt.

Sl. No. 2 — To. Dy. Comr. Bangalore Dt R. Pet dated 25-8-1898 forwarded the petn for reference to what action was taken on the G. Proc. No Camp No 109-10 dated 7-6-1886 regarding the said Mutt.

Note—Contn. sheet

GPB—30,000—23-10-05

194

3

Sll

1893 (4)

No. 2067

Name of Petitioner: Subba Bawji agent to Bindagiri Bawji & Gosai minor & the Marati people

Village: Gaviyur

Taluk: Bangalore

District: Bangalore

Date of Arzi: 14-2-98

Date of Receipt: 14-2-98

Date of Disposal:

No. of Enclosure:

Subd

(1/2 R. stamp affixed

(2/ order compld of 15th

province.

Mly

17.2.98.

✓ Draft put up & proclaim

Obs My 22/2/98

End 2 put up

MK

22/2/98

P

20.3.98

26-2-98

original petn. assisted

ABSTRACT

Petitioner states that by Sannad dt 31-7-1812 of late Rajmes Krishnarpa Wodeyar Bahadur, Bangalore & 3 kolagas of land were given as Inam to Bindagiri Gosai the disciple of Jagannathagiri Gosai of the above mutt, that during the Survey Settlement ie, in 1892 the inam land was measured & made into 3 Ss. nos. viz 2, 168 and 50, that on the measurement 23 acres

and 33 guntas were found
in excess of the real mean
extent & were assessed
to tax — 8-0; that on a
certain occasion the
Taluq authorities held
a public sale of a dry
tree of the topes existing
on S. No 50; that on the
complaint of the mutt agent,
it was decided by the
Govt. that S. No 50 belonged
to the Mutt, but that S. No 50
was re-surveyed & sub-divided;
that of the sub-divisions S. Nos 64 and 66
and a portion of S. No 68
including most of the
trees belonging to the Mutt
~~were~~ were resumed by
Sarkar under the name
of Kharab; & that the petitioner
was given an Endorsement No 133
of 26-1-98 by the Amildar
to the effect that the petitioner
should not enter upon
the land; that although
a patta was given to the
Mutt that the land was
unjustly resumed by the
Govt.; that the resumption
tends to defeat the ends
of charity; that by Execution No 516
of 1892 on the file of the
of Subordinate Court Bangalore ~~on the file of the Court~~
that S. Nos 64 and 66 were
declared to have belonged to the Mutt;

that execution no 249
of 1883 on the file of
the Bangalore Sessions
Court & that 2nd appeal
no 59 of 1884 on the file
of the Chief Court, and
support that the re-
sumed land belonged
to the mutt. Petitioner
prays that the resumed
land may be restored
to the mutt:

Rs
Refd

Received in person
to be the Inside
Log A. A.
10/3/98

Log A. A.
10/3/98

Refee
17. 3. 98

2067 of 17 is put up.

17/3/98

(1/2 R stamp affixed to ent Petn
No 2067
Jo. Gl Records

Please put with Devasthanam Pro:
No 609-10 31-6-88 & the connected
file.

17/3/98

Pen: Records

Please put up Petition No 1827
of 14/11/90 with connected papers
case pending in the Sub Court, Bramh

16-3-98

Sub-Court
22-3-98

(1/2 R stamps affixed to Petn No 2067
12/ the endorsement dtd 26-1-98
which upholds G.O. No 609-10 of 1st
June 88, is removed

24-3-98 open file

6

42 (b) 1898

No. 2286

Name of Petitioner Swami Rao Savaji
Agent of Laxmi Narayan
Savaji

Village Gavipur

Taluk } Bangalore
District }

Date of Arzi 8-3-98

Date of Receipt 10-3-98

Date of Disposal

No. of Enclosure 4

ABSTRACT

Translation of Bangalore
Tehsildar's Endorsement
No. 33 of 26-1-98 to the Petn

In reference to your letter
the deposition given by
your pujari that the building
the tree standing on Khasra
No. should be removed
to the fact, you are informed
that you have no right
whatever with the Chattram,
temple & tree etc. as per Devasthanam
Pro: No. 609-10 31-6-1888
& consequently directed that

you should not take therein -

With reference to Govt: Instr: dated 26-2-98 calling for the submission of the order appealed against stated that he has submitted for perusal

1. List showing the Survey No: & area of the lands taken up by Govt: -

2. Annexure Instr: No: 33 & 26-1-98

3. Order No: 175 & 4-2-93 from the Dept: Court to the Petitioner

1. Survey Supdt's Endorsement No: 838 & 19-3-91.

/

A 16/3/98.

6

(General Serial No. 31.)

REVENUE DEPARTMENT'S OFFICE
Gl. No. 6744
No. Fel 502
11 MAR 1895

43

From The Private Secretary to H.H. the Maharani Regent of Mysore

To The Revenue Secretary to the Govt of Mysore Bangalore

Dated 13th March 95

Despatched 17/3.

Received

Enclosures Number. 1

General No. 169
No.

P No 2366

Has the honor to transmit for disposal, petition Regd No 50, dated 5th February 95 of H.H. the Maharani C.C. Regent of Mysore

By order
Campbell Col.
Private Secretary

Pet. M
18/3/95

Central Jail Press, Bangalore.—19-2-95.—5,002.

Reply
29/3/98

2286 of 98 dated 26 xxxx day to 24/3/98

Sent
30/3/98
mg

Submitted with pet no 2377 - Vde
also pet no 2286 pertaining to this

2/4/98

See order on pet's no 2286

4/4/98

original copy not petitioning

Return this pet's with the end in pet's no 2286

4/4/98

(Vide order Pet's no 2286)

7/4/98

84 1898

No. 2366 received in the Collectorate

Name of Petitioner Lakshmi Narasappa - agent

Village of Kamat Hosahalli Kasaba Hobli Periyapatna Taluk

Taluk Periyapatna

District Nanjanagud

Date of Arzi 11 - 2 - 98

Date of Receipt 19 - 3 - 98

Date of Disposal

No. of Enclosure Nil

ABSTRACT

Petr that Govt land of 13 acres and 3 guntas was granted vide Govt Order dt H. that during survey the land was measured and found only 2 acres 2 guntas but Govt land measuring 23 - 33 was given as appurtenant vide 44-8-a was found at the time of survey - that they agreed to give the Govt land by keeping the appurtenant land measuring 20 - 33 cents found in their possession, hopes, bunds and they have not the Govt land as per the agreement - that complainant kept silent - that respondent has encroached the land, laid the survey maliciously measured the land and has called tenders and fixed the

Ref. to Bombay Secretariat
Bombay

24/3/98

Sangli Circle

Sept 1898

see note on petition No 2377

15/4/98

obtained on personal enquiry

AH 17/4/98

Original copy is wanted for enquiry

15

189 5

No. 2377

Name of Petitioner Patel Ramaji Ri (Vollen)

Village Gavajee

Taluk } Bhagalkot

District }

Date of Arzi 19-3-95

Date of Receipt 22-3-95

Date of Disposal

No. of Enclosure one

ABSTRACT

State that the topic, viz. ... will be attended to the ... -land of Gavaji - that Chanda- ... of Gavajee, had been engaged from time immemorial by the Mutt-men as ...; that one Subbarao Baraji Chanda- ... of the said minor Anandgiri Boo... petitioned on 14th Feb. complain- ing against the ... the immediate ... that ... they, in support of ... the recent proceedings ... Mamlatdar ...

The Manager is spied by many 12
Mahratti pattans who are
disciples of the said Mutt.

28/8/98.

13

Petn no 2286

Return the petn for
production of the Govt order
dt 5/4/98

Encl: as petn

7/4/98

P
4

9-4-98

Negle
11.5.98

2366 of 77
2377 of 77 } Reference back.

Dirpt
15/5/98

Submitted copies of petn & enclosures

Subdt

The petitioner's cadt proposed to be dy 18.2.1888 which is not what was wanted, as it is anterior to the O of 1st June 1888 on the subject.

Mdy
16/5/98

Refer petr to Executive
3624 of 1/6/88 of Channarayapatna
Sundarappa Sopanji
dy 17/5/98

Call for a report from the Collector as to the effect given to the Govt order dy 1/6/88 besides furnishing a report on the facts of the case & on the points raised in the petn

= Send all the petn papers to the D.C.
D.C. dy 19/5/98

Dfd
20/5/98

14

46 (Hel) 1898 Cir. 7/6/98

No. 2740

Name of Petitioner Lakkaa Sanyasigowda of Kasaba Channapatna Hobli

Village } the post Basti at
Taluk } Kasaba
District } Bangalore.

Date of Arzi 6-5-98

Date of Receipt 6-5-98

Date of Disposal

No. of Enclosure 5 with 2 postage Exs 2282 2366.

ABSTRACT.

With reference to Executive Nos. 2282 - 2366 of 7-4-98 directing Petitioner to submit copy the award &c. from which his complaint arose that Lakkaa Sanyasigowda and Chikkigowda of Kasaba Channapatna had got some of their lands in the post Basti of the Kasaba land included in their Inam and which was subsequently granted as Kharab - they should file the following papers.

(1) Executive No. 373 of 16-2-88 passed by the Bangalore District Collector

(2) Notice of 22-3-82 issued by the Bangalore Tahsildar to the Kasaba Channapatna the post Basti at Kasaba

(3) Executive No. 133 of 26-1-98 passed by

the Land Acquisition Act, 1894 (Act
of the year 1894 of the year
(4) Under the provisions of the
said Act.

Sect. 23. Sub-s. 3 - Award of the
Land Acquisition Officer.

(7) Nothing in Sec. 2286 and 2366 affected
by Act.

Sec. 3 is as follows:-

Upon the issue of a notice under
section 4 of the Land Acquisition
Act the Collector shall cause
to be made a record of the property
which is to be taken up.

In pursuance of the proceedings taken
in 1903-10 of 1-6-37 for the Sri Gopal-
krishna Mandir, Chandan, Tank etc. for
Mandir etc. the following lands -

Sec. (1) is as follows:-

Land
1. O.S. No. 752 formerly for Nisfasal
by Sub-Registrar No. 3092 entered in
the Index -
Report No. 7887 / 15-6-37 received from
the Manager of the above - also the Executive
Engineer received from the Executive Engineer
and from the Survey Department also other
records -

Sub-Registrar and Village Land and
per the said Acquisition of the Tank - also
the Panchayat Village Accounts formed
the Mandir etc. Sq. K. gross 50. The total
land which was 55-2 Sq. K. gross 50. 36 are
Mandir - the Mandir etc. 55-2 is affected
by 54-5 - during the Land Settlement
the Land Mandir formed in

16

temple in the Rhineland-
ish cannot satisfy it. Ac-
-cept your engagement in Engl
the Ethical Problem you will have
[redacted]ly the same part
open for the Lecture

HK
9/15/98

(1424)

18 Pet 8.76-97 P2 (12) 25.5.98

MYSORE DEWAN'S OFFICE.

PETITION DEPARTMENT.

87.

Pet 76 of 97-98 P2

1) 2365 dated 14.2.98
2) 2366 dated 10.3.98
3) 2366 of 11.2.98
4) 2377 of 19.3.98
5) 2460 of 6.5.98

OFFICIAL MEMORANDUM.

The accompanying Appeal Petition & Registered No. ~~dated~~ was received at the Dewan's Office from Subbaraj Baraji agent of Chandagiri Baraje (minor) inhabitant of Gosaji Mall, Gavipuram Bangalore Taluk, complaining of the resumption of certain lands to Government Kharaab, which formed a part of the Inamlands belonging to his mutt are forwarded, together with its ~~two~~ five enclosures to the Deputy Commissioner of the Bangalore Dt. with the request that he would be good as to state what effect was given to Government Order No 605-10 dated 1st June 1888 besides submitting a full report on the facts of the case and on all the points urged in the petition

2 The petitioner's vakil enclosures should be returned.

By order

Secretary.

BANGALORE,

25/5/1898

for Secretary

25/5/98

19.

E 46-25 1906.

Jud. 76 of 1906

6469 Rev.

From The Dy. Commissioner Bangalore.

To The Secy. to Govt. Madras Genl. Dept.

Dated 4.

Despatched 5 Feby. 1907.

Received

General No. No. 603

Enclosure No. 14 1 folio

Ref No. Jud. 76. 97 dt 25.5.98

Report on the petition of Subba Rao Bapaji of Govind Mull Gaikwar in re resumption of certain lands in Gubbi as Kharab.

Office of the Deputy Commissioner ,

S.No. [illegible] Bangalore District.

Dated Bangalore, 4th February 1907.

From ,

H. H. Sparkes Esquire

Deputy Commissioner ,

Bangalore District.

To

K. S. Chandrasekhra Aiyar Esquire; P.A.,B.L.,

Secy.to the Govt.of H.H.the Maharaja of Mysore,

General and Revenue Departments.

Sir,

With reference to your Official Memorandum No.Pet/F. 73-97 dated 25th May 1898, and subsequent reminders thereon, -- calling for a report on the petition of Subba Rao Bavaji, Agent of Anandagiri Bavaji (minor) Inamdar of Gosai Matt, Gavipur, Bangalore Taluk, in re the resumption of certain lands to Govt., as Kharab and which formed part of the Matt Inam lands and re--questing to be informed as to what effect was given to Government Order No.609-10 dated 1st June 1888, I have the honor to forward herewith the vernacular proceedings connected with the case and to state as follows :-

2. On receipt of the Government Order under reference the Amildar of Bangalore was directed to carefully investigate the matter and decide, after referring to the Title Deed with the Gosai, the exact situation of the Matt Inam lands, and if any topes were existing on them, to ascertain from whom they were planted etc.,.During the investigation it was ascertained from the Title Deed produced by the Inamdar's Agent that the Matt was entitled in all to 3 kandies 15 kolagas and 5¼ palies of Inam land. The old Paimaish and other accounts also shewed the same extent but neither of them disclosed any boundaries for the same. The Inam Sanned only showed that land bearing an assessment of 13 pagodas and 3 fanams had been granted as Inam. Thus the boundaries had to be determined on the old extent of 3 kandies, 15 kolagas and 5¼ padi, which is

equivalent

equivalent to 25 acres & 26 guntas, But during the Survey Settle-
-ment it was mentioned in the accounts that survey numbers 2,48 &
50 were Inam belonging to the Gosai Matt.

3. During the Amildar's inspection of these numbers it was found that S.No.2 contained a tope and 2 wells, No.48 contained chattrams, Devastanams and mantaps and No.50, Topes and wells as well. As the extent of cultivable land in the three survey Nos. settled as Inam in the Survey Accounts was greater than the actu-
-al inam extent itself, the Amildar recommended that survey Nos. 48 which contained temples, chattrams etc., should altogether be resumed to Government and treated as kharab and to apportion the Inam of 25 acres and 26 guntas, equivalent to the old extent, out of S.Nos.2 & 50, treating the remainder thereof as Government - kharab. The Survey Superintendent was thereupon written to and the three S.Nos.Viz.2,48 & 50 were sub-divided and classified as detailed in the statement appended hereto. Thus it will be -- observed that having regard both to the beris and extent lands measuring 35 acres and 6 guntas and bearing an assessment of Rs. 68-8-0 were settled as Inam of the Matt, assigning 9 acres and 20 guntas of land in excess of the original endowment. As such, the Agent of the Inamdar has no ground to complain that the Matt lands were resumed by Government. From the evidence recorded by the Amildar and from the statement of the Inamdar's Agent himself that the lands containing topes &c., were included as Inam by the Survey Department and that he had nothing to do in the matter, it will be observed that the topes standing on S.Nos.48 & 50 were planted by several devotees of the temple and that the Inamdar had no right whatever to them. His takrar is therefore without foundation and untenable. The Agent, the Inamdar and the Shan-
-bhogus who ~~were~~ were alleged to have colluded in the encroachment are reported to have died since and no further action in the matter appears necessary.

I have the honor to be ,

Sir ,

Your most obedient servant

For Deputy Commissioner.

B.N.S. Asst

the Gaoripur village Barujalee

mall.

Lands belonging to the

Webb 8/18

As per Resurvey in 1892

Deduct Kharaj.	Description of land										Difference owing to excess measurement during previous occasion.		Additional extent ordered to be brought as Kharaj.		Remarks.	
	Dry		Wet		Garden		Total									
	Extent	Assessment	Extent	Assessment	Extent	Assessment	Extent	Assessment								
0	4-9		4-9		4-9	-	4-9				2	4	4	9	2	9
24	13-30	15					13-30	15	-	-		-				
5	2-14	2	8	-	12	1	2-26	3	8	-						
24	15-2	14	8	-	12	-	15-6	15	8	-		26			1	8
27	-		-		-	-			-							
2	1-3	1	4	-	-	-	1-3	1	4	-						
29	1-3	1	4	-	-	-	1-3	1	4	-	3	21	1	16	5	4
2	3-17	4	-	-	5	-	3-22	3	-	-	6-6	36	-	-	-	-
-	9-1	10	-	-	-	-	-	-	-	-	9-1	10	-	-	-	-
4	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
2	0-38	1	-	-	12	-	12	-	-	-	10	1	12	-	-	-
18	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	1--	1	-	-	-	-	-	-	-	-	1--	1	-	-	-	-
26	14-16	16	-	-	27	1	12	3-24	3	-	27	45	12	-	-	-
4	31-23	34	12	-	39	2	12	2-24	3	-	35-6	68	8	-	-	-

Examined & tallied.

for Dy. Commissioner.

MM

Statement showing the particulars of Inam lands in Godai

Survey No.	As per old records: Extent	As per old records: Assessment	As per survey settlement of 1871-78: Total extent	As per survey settlement of 1871-78: Deduct Kharab	As per survey settlement in 1872-73: Description of land: Dry: Extent	Dry: Assessment	Wet: Extent	Wet: Assessment	Garden: Extent	Garden: Assessment	Total: Extent	Total: Assessment	No. and Sub-No. as per Revenue Survey	Total Extent
64														
67	9-73		2 17-31	2-5	6-3-13		2				17-2-10		2	
68													68	2-31
145														
50													Total	2 17-5
70	6-53¼		45 13-3	7-13-5	6-8						6-6-8		48	8-27
75														
43	1-10-3¼												62	1-5
49														2 9-32
	55 33-30		35-8	25-12	35		2 8	2-26	3-12	25-39	63		50	6-18
													63	9-1
													64	4-4
													65	1-12
													66	3-18
													67	1--
														6 25-13
Total	3 65-3 13		248-5	54	1-7		3 8	2-26	3-12	32-1	89 8		10	52-10
Treated as Kalsah	50 13-5		12-2¼						1-36	10	12-3-8	24 12		
Balance of Inam	37-35		35-36	1-4	1-7		3 8	1-30	2		38-33	64 12		

Bungalow
4-December 1907.

23 (10

G.R.S. 28]

Rev. Mis. (P.H.) **File No.** 76 of 97-98

Serial No. 4

Diary No. of letter replied to 1464 of

Proceedings of the Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE SECRETARIAT.
(Rev. Mis.)

, *the* 190

Date of issue 15/2/1907

Signed by P. G. D'Souza Esqr

READ.—

Correspondence enclosing petition from Lalla Rao Bavaji against Govindlall at Gauripur in the Bangalore Taluk.

ORDER THEREON.—No.

Since the alleged resumption by Govt as charitable of the lands said to have belonged to the said Lallaji that the effect was given to the Government order No 609-10 dated the 15th June 1888 passed in the matter that the complaint of the petitioner

over

SUBJECT

Appeal of Lalla Rao Bavaji against Govindlall at Gauripur in the Bangalore Taluk in the alleged resumption by Govt of certain lands belonging to the said Lallaji.

MGCPB—20,000—24-2-05

24

is grounded and that, in the (the facts of the case)
aforesaid the Boundary and the
Shanbhag who were alleged to have
colluded in the encroachment in respect to
are reported to be now dead no
further action in the matter
the
appears necessary.

Order thereon No.R. 7521 dt 15/2/07

Recorded.

15.

for Secretary
9.2.07

To. The Deputy Comr. Bangalore
Dt: for information, together
with the records of the case.

Revd
comm
14.2.07